

FAEGRE & BENSON LLP

3200 WELLS FARGO CENTER, 1700 LINCOLN STREET
DENVER, COLORADO 80203-4532
TELEPHONE 303-607-3500
FACSIMILE 303-607-3600
www.faegre.com

RECEIVED
CENTRAL FAX CENTER**OCT 22 2004****FACSIMILE TRANSMISSION**

FROM: Douglas M. Hamilton

TELEPHONE: 303/607-3500

DATE: 10/22/04

TIME: 9:30 A.m. (Denver)

NUMBER OF PAGES (including this page): 19

F&B FILE: 74120-301201

REC: 0168

TO: Commissioner for Patents
Group Art Unit: 2663TELEPHONE: 703-305-6531
FAX: 703-872-9306**MESSAGE****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant(s): James D. O'BRIEN, JR.
Application No.: 09/928,073
Filed: August 10, 2001Atty. Docket No.: 74120-301201
(Formerly 12128-129001)
Examiner: Keith M. GEORGE
Group Art Unit: 2663

Title: PROVIDING VOICE OVER INTERNET PROTOCOL NETWORKS

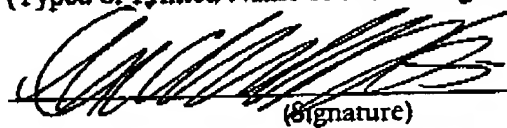
CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

I hereby certify that the following documents are being facsimile transmitted to the United States Patent and Trademark Office Fax No. (703) 872-9306 on October 22, 2004:

1. Transmittal Form (1 page)
2. Fee for Transmittal for FY 2004 (1 page);
3. Petition for Three Month Extension of Time (1 page);
3. Credit Card Form PTO-2038 for \$980.00 (1 page); and
4. Amendment and Response (14 pages).

Michelle Wyss

(Typed or Printed Name of Person Signing Certificate)



(Signature)

DNVR1:60281434.01

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL OFFICE SERVICES AT 303.607.3500 OR DENISE VORIS AT 303.607.3755

THIS TELECOPY IS INTENDED ONLY FOR THE USE OF THE PERSON TO WHOM IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

PTO/SB/21 (08-03)

Approved for use through 07/31/2008 OMB 0851-0031

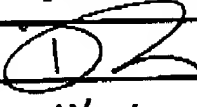
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/028,073
	Filing Date	August 10, 2001
	First Named Inventor	James D. O'BRIEN, JR.
	Art Unit	2663
	Examiner Name	Keith M. GEORGE
Total Number of Pages in This Submission	Attorney Docket Number	74120-301201
		(Formerly 12128-129001)


ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below).</i> Credit Card Form PTO-2038 for \$980.00.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Douglas M. Hamilton, Registration No. 47,629
Signature	
Date	10/22/04

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Michelle Wyss	Date	10/22/2004
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is in the (and by the USPTO in process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

**RECEIVED
CENTRAL FAX CENTER****OCT 22 2004****PATENT**
Attorney Docket No. 74120-301201
(Formerly 12128-129001)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: James D. O'BRIEN, JR.

Application No.: 09/928,073

Filed: August 10, 2001

For: PROVIDING VOICE OVER
INTERNET PROTOCOL NETWORKS

Examiner: Keith M. GEORGE

Art Unit: 2663

Confirmation No.: 7436

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**CERTIFICATE OF MAILING**I CERTIFY THAT THIS CORRESPONDENCE IS BEING
FACSIMILE TRANSMITTED TO THE USPTO OR DEPOSITED
WITH THE U.S. POSTAL SERVICE WITH SUFFICIENT
POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O.
BOX 1450, ALEXANDRIA, VA 22313-1450.

Date

AMENDMENT AND RESPONSE

Sir:

This Amendment is responsive to the Final Office Action having a mailing date of April 22, 2004.

Amendments to Claims are reflected in the listing of claims which begins on page 2 of this paper. This listing of claims will replace all prior versions, and listings of claims in the application.

Remarks/Arguments begin on page 12 of this paper.